

Electronically filed March 14, 2008

Marc A. Levinson (California Bar No. 57613)  
 Jeffery D. Hermann (California Bar No. 90445)  
 ORRICK, HERRINGTON & SUTCLIFFE LLP  
 400 Capitol Mall, Suite 3000  
 Sacramento, CA 95814-4497  
 Telephone: (916) 447-9200  
 Facsimile: (916) 329-4900  
 Email: malevinson@orrick.com  
 jhermann@orrick.com  
*Attorneys for USA Capital  
 Diversified Trust Deed Fund, LLC*

Robert Kinas (Nevada Bar No. 6019)  
 Claire Y. Dossier (Nevada Bar No. 10030)  
 SNELL & WILMER L.L.P.  
 3883 Howard Hughes Parkway, Suite 1100  
 Las Vegas, NV 89169  
 Telephone: (702) 784-5200  
 Facsimile: (702) 784-5252  
 Email: rkinas@swlaw.com  
 cdossier@swlaw.com

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:  
 USA COMMERCIAL MORTGAGE COMPANY,  
 Debtor.

In re:  
 USA CAPITAL REALTY ADVISORS, LLC,  
 Debtor.

In re:  
 USA CAPITAL DIVERSIFIED TRUST DEED  
 FUND, LLC,  
 Debtor.

In re:  
 USA CAPITAL FIRST TRUST DEED FUND, LLC,  
 Debtor.

In re:  
 USA SECURITIES, LLC,  
 Debtor.

Affects:

- ☐ All Debtors
- ☐ USA Commercial Mortgage Company
- ☐ USA Securities, LLC
- ☐ USA Capital Realty Advisors, LLC
- ☒ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA First Trust Deed Fund, LLC

Case No. BK-S-06-10725 LBR  
 Case No. BK-S-06-10726 LBR  
 Case No. BK-S-06-10727 LBR  
 Case No. BK-S-06-10728 LBR  
 Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under  
 Case No. BK-S-06-10725-LBR

**NOTICE OF ENTRY OF ORDER**

///

///

///

///

1 PLEASE TAKE NOTICE that an Order Requiring AD Albuquerque Development, LLC  
2 to Produce One or More Representatives for Examination Pursuant to Federal Rule of Bankruptcy  
3 Procedure Rule 2004 was entered in Case No. 06-10725 [Docket No. 5962] on March 11, 2008.  
4 A copy of said Order is attached hereto as Exhibit A.

5 Dated this 14<sup>th</sup> day of March, 2008.

6  
7 SNELL & WILMER LLP

8  
9 By: 

10 Robert Kinas (Nevada Bar No. 6019)  
11 Claire Y. Dossier (Nevada Bar No. 10030)  
12 3883 Howard Hughes Parkway, Suite 1100  
13 Las Vegas, NV 89169  
14 Telephone: (702) 784-5200

15 Marc A. Levinson (California Bar No. 57613)  
16 Jeffery D. Hermann (California Bar No. 904445)  
17 ORRICK, HERRINGTON & SUTCLIFFE LLP  
18 400 Capital Mall, Suite 3000  
19 Sacramento, CA 95814-4497

20 *Attorneys for USA Capital Diversified Trust Deed Fund,*  
21 *LLC*

22  
23  
24  
25  
26  
27  
28  
Snell & Wilmer

LLP  
LAW OFFICES  
3883 HOWARD HUGHES PARKWAY, SUITE 1100  
LAS VEGAS, NEVADA 89169  
(702)784-5200

EXHIBIT A

EXHIBIT A

Case: 06-10725-lbr Doc #: 5962 Filed: 03/11/2008 Page: 1 of 2



Entered on Docket  
March 11, 2008

Hon. Linda B. Riegler  
United States Bankruptcy Judge

Marc A. Levinson (California Bar No. 57613)  
Jeffery D. Hermann (California Bar No. 90445)  
ORRICK, HERRINGTON & SUTCLIFFE LLP  
400 Capitol Mall, Suite 3000  
Sacramento, California 95814-4497  
Telephone: (916) 447-9200  
Facsimile: (916) 329-4900  
Email: malevinson@orrick.com  
jhermann@orrick.com

Robert R. Kinas (Nevada Bar No. 6019)  
Claire Y. Dossier (Nevada Bar No. 10030)  
SNELL & WILMER LLP  
3883 Howard Hughes Parkway, Suite 1100  
Las Vegas, Nevada 89169  
Telephone: (702) 784-5200  
Fax: (702) 784-5252  
Email: rkinas@swlaw.com  
cdossier@swlaw.com

ATTORNEYS FOR USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:  
USA COMMERCIAL MORTGAGE COMPANY,  
Debtor.

In re:  
USA CAPITAL REALTY ADVISORS, LLC,  
Debtor.

In re:  
USA CAPITAL DIVERSIFIED TRUST DEED  
FUND, LLC,  
Debtor.

In re:  
USA CAPITAL FIRST TRUST DEED FUND, LLC,  
Debtor.

In re:  
USA SECURITIES, LLC,  
Debtor.

Affects:

- ☐ All Debtors
- ☐ USA Commercial Mortgage Company
- ☐ USA Securities, LLC
- ☐ USA Capital Realty Advisors, LLC
- ☒ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA First Trust Deed Fund, LLC

Case No. BK-S-06-10725 LBR  
Case No. BK-S-06-10726 LBR  
Case No. BK-S-06-10727 LBR  
Case No. BK-S-06-10728 LBR  
Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under  
Case No. BK-S-06-10725-LBR

**ORDER REQUIRING AD  
ALBUQUERQUE  
DEVELOPMENT, LLC TO  
PRODUCE ONE OR MORE  
REPRESENTATIVES FOR  
EXAMINATION PURSUANT TO  
FEDERAL RULE OF  
BANKRUPTCY PROCEDURE  
2004**

4166193

**Snell & Wilmer**

LLP  
LAW OFFICES  
3883 HOWARD HUGHES PARKWAY, SUITE 1100  
LAS VEGAS, NEVADA 89169  
(702) 784-5200

1 This Court having read and considered the Ex Parte Application For Order Requiring AD  
 2 Albuquerque Development, LLC to Produce One or More Representatives for Examination  
 3 Pursuant to Federal Rule of Bankruptcy Procedure 2004 filed by USA Capital Diversified Trust  
 4 Deed Fund, LLC ("DTDF"), and for good cause appearing:

5 IT IS HEREBY ORDERED that AD Albuquerque Development, LLC produce one or  
 6 more representatives, as set forth in the subpoena to be issued under Federal Rule of Bankruptcy  
 7 Procedure 9016, to appear for examination at the offices of Snell & Wilmer L.L.P., 1200  
 8 Seventeenth Street, Suite 1900, Tabor Center, Denver, Colorado 80202, on a business day no  
 9 earlier than ten (10) days after the filing of the Motion and no later than April 7, 2008 (or at such  
 10 other mutually agreeable location, date, and time), and continuing from day to day thereafter until  
 11 completed.

12 PREPARED AND RESPECTFULLY SUBMITTED BY:

13 SNELL & WILMER L.L.P.

14 By: 

15 Robert Kinas (Nevada Bar No. 6019)  
 16 Claire Y. Dossier (Nevada Bar No. 10030)  
 17 3883 Howard Hughes Parkway, Suite 1100  
 Las Vegas, NV 89169

18 Marc A. Levinson (California Bar No. 57613)  
 19 Jeffery D. Hermann (California Bar No. 90445)  
 20 ORRICK, HERRINGTON & SUTCLIFFE LLP  
 400 Capital Mall, Suite 3000  
 Sacramento, CA 95814-4497

21 *Attorneys for USA Capital Diversified Trust Deed*  
 22 *Fund, LLC*

23 ###  
 24  
 25  
 26  
 27  
 28